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Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

REISSUE APPLICATION DECLARATION BY THE INVENTOR

Docket Number (Optional)

As a below named inventor, I hereby declare that:
My residence, post office address and citizenship are stated below next to my name.
I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is described and claimed in patent number 5,735,752, granted April 7, 1998, and for which a reissue patent is sought on the invention entitled Golf Club Shaft and
Insert Therefor

the specification of which

☐ is attached hereto.

☒ was filed on 4/6/2000 as reissue application number 09 / 545,111
and was amended on _____
(If applicable)

I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.
I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56.

I verily believe the original patent to be wholly or partly inoperative or invalid, for the reasons described below. (Check all boxes that apply.)

- ☐ by reason of a defective specification or drawing.
- ☒ by reason of the patentee claiming more or less than he had the right to claim in the patent.
- ☐ by reason of other errors.

At least one error upon which reissue is based is described as follows:

See Attached

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(REISSUE APPLICATION DECLARATION BY THE INVENTOR, page 2)

Docket Number (Optional)

All errors corrected in this reissue application arose without any deceptive intention on the part of the applicant. As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith.

Name(s)

Registration Number

Correspondence Address: Direct all communications about the application to:

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☐ Firm or Individual Name

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Address

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Country

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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine and imprisonment, or both, under 18 U.S.C. 1001, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this declaration is directed.

Full name of sole or first inventor (given name, family name)

Anthony J. Antonious

Inventor's signature

Residence

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Date

12/21/00

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Citizenship

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Full name of second joint inventor (given name, family name)

Inventor's signature

Date

Residence

Citizenship

Post Office Address

Full name of third joint inventor (given name, family name)

Inventor's signature

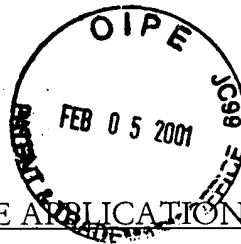
Date

Residence

Citizenship

Post Office Address

☐ Additional joint inventors are named on separately numbered sheets attached hereto.



ATTACHMENT TO REISSUE APPLICATION DECLARATION

The patent is partly invalid because Applicant claimed less than he had the right to claim in the patent. Specifically, the patent is currently directed to a golf club shaft for a golf club head. The shaft comprises at least one tubular section and a unitary insert attached to the at least one tubular section for regulating the flex point of the shaft. The insert is shorter than the tubular section and has a central section and a pair of couplers integrally formed on opposite ends of the central section. At least one of the couplers is attached to an end of the tubular section of the shaft and the central section extending axially outwardly away from the end of the tubular section. The insert is at least as rigid as the tubular section to which it is attached.

While Applicant and his representative appreciated the structure originally claimed in the present application, Applicant and his representative failed to appreciate and claim the significance of an insert secured at the distal end of the shaft for enhancing swing control, stiffness and flex control, shock absorption and vibration elimination or reduction.

That is, Applicant and his representative failed to appreciate the novelty and unobviousness of designing a golf shaft as disclosed in Figures 7 and 11.

Accordingly, Applicant submits the enclosed reissue application with new claims 42 to 51. The new claims define a golf club shaft having a distal end and a grip end. The shaft includes a tubular section having a first end located at the grip end of the golf club shaft and a second end positioned slightly short of the distal end of the golf club shaft. An insert is secured to the second end of the first member. The insert extends from the second end of the tubular section to the distal end of the golf club shaft and includes a first end securely coupled to the second end of the first member and a second end which is ultimately secured to a golf club head. As claimed in claim 42, the insert is formed from a vibration absorbing material which absorbs undesirable vibrations resulting from an individual striking a golf ball. With regard to claim 47, the insert is formed from a material controlling the stiffness at the distal end of the golf club shaft upon striking a golf ball to thereby stabilize a golf club head secured to the distal end of the golf club shaft.

New claims 42 to 51 are believed to fully define the patentable subject matter which was inadvertently and without deceptive intent, not included in the patent as originally filed.

All errors which are being corrected in the reissue application up to the time of filing of the oath/declaration arose without any deceptive intention on the part of the applicant.

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